IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 31ST JANUARY 2007 / 11TH MAGHA 1928

CRL.M.C.No. 1785 of 2005()

PETITIONER:

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1. N.SUBBURAM,
   167 C. KUDALLOOR, MAIN ROAD, 10 B, BACK SIDE,
   AMMAPETTU, SELAM (DIRECTOR, PONNI CATTLE FEEDS,
   SELAM, TAMILNADU).

2. NANDAKUMAR N., S/O. NARAYANA SWAMI,
   14 - KANAKASABHAVATHI STREET, AMMAPETTU, SELAM,
   (DIRECTOR, PONNI CATTLE FEEDS, SELAM).

3. M. PACHIYAPPAN, S/O. MUTHAIA,
   175, JOHN SELVARAJ, KUMBAKONAM, THANJAVOOR,
   TAMILNADU. (DIRECTOR, PONNI CATTLE FEEDS, SELAM).

4. PARAMANANDAM K.S., S/O. SONJAPPA GOWNDER
   M.G.R. NAGAR, K.T. THOPPUR, KONAKAPPADI SELAM.
   (GENERAL MANAGER, PONNI CATTLE FEEDS, SELAM,
   TAMILNADU).

5. SATHYAMOORTHI,
   MANAGER, PONNI CATTLE FEEDS PVT. LTD., 5/55,
   OMALOOR ROAD, SELAM, TAMILNADU.

6. S. SUBBALEKSHMI,
   NO.22/4 VAGAI STREET, KALAKSHETRA COLONY,
   BASANT NAGAR, CHENNAI.

7. S.SUJITH PRASAD, S/O. SIVARAMA PILLAI,
   SARAS, FLAT NO.208, K.S.H.B., CHINNAKKADA,KOLLAM.

BY ADV. DR.K.P.KYLASANATHA PILLAY
SRI.ARUN.B.VARGHESE

CRL..M.C.NO. 1785 of 2005()

RESPONDENTS:
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1. STATE OF KERALA,
   REPRESENTED BY THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

2. RANJITH KUMAR, S/O. MADHAVAN PILLAI,
   AGED 35 YEARS, RESIDING AT JAYA BHAVAN,
   KOLLAM TALUK, CHANDANATHOPPE P.O., KOLLAM DIST.

BY ADV. SRI.T.R.ASWAS
SRI. PUZHAKKARA MUHAMMED, PUBLIC PROSECUTOR

THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON 31/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

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CRL. M.C. NO. 1785 OF 2005 C

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Dated this the 30th day of January 2007

O R D E R

The petitioner has sought for quashing the proceedings initiated on the basis of Annexure A5, private complaint and A6, FIR. It is submitted by the counsel for the 2nd respondent/complainant that the final report has already been filed on 14.05.2005, that is, prior to the initiation of the present proceedings and court has taken cognizance on the matter as C.C. No. 1168/2005 and summons has been issued to the petitioners herein.

The counsel for the petitioners requested for withdrawing the proceedings with liberty to proceed afresh. The same is granted and the Crl. M.C is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

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